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**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA**

*In re Capacitors Antitrust Litigation*

**Case No. 17-md-02801-JD**

*This document relates to:*

*Benchmark Electronics, Inc. et al. v.  
AVX Corp. et al., Case No. 17-cv-7047-JD*

**STIPULATION AND ~~PROPOSED~~  
ORDER OF DISMISSAL**

**STIPULATION AND ~~PROPOSED~~ ORDER OF DISMISSAL**  
17-md-2801-JD

1 Plaintiffs Benchmark Electronics, Inc., Benchmark Electronics Huntsville, Inc.,  
 2 Benchmark Electronics Manufacturing Solutions (Moorpark), Inc., Benchmark Electronics  
 3 Manufacturing Solutions, Inc., Benchmark Electronics Phoenix, Inc., Benchmark Electronics  
 4 Tijuana, S. de R.L. de C.V. and Benchmark Electronics de Mexico S. de R.L. de C.V.,  
 5 (collectively, "Benchmark") and Defendant Shizuki Electric Co., Inc. ("Shizuki") pursuant to  
 6 Rule 41(a)(2) of the Federal Rules of Civil Procedure hereby stipulate to the dismissal of the  
 7 present action with prejudice and state as follows:

8 1. Benchmark and Shizuki seek the dismissal of this action against Shizuki with  
 9 prejudice.

10 2. Benchmark and Shizuki agree that each party shall bear its own costs and  
 11 attorneys' fees in connection with these actions.

12 3. This stipulation does not affect the rights or claims of Benchmark against any  
 13 other defendant or alleged co-conspirator in this litigation.

14 WHEREFORE, the parties respectfully request that this Court issue an Order of  
 15 Dismissal against Shizuki only.

16 /s/Robert W. Turken

17 Robert W. Turken (admitted *pro hac vice*)  
 18 Scott N. Wagner (admitted *pro hac vice*)  
 19 Lori P. Lustrin (admitted *pro hac vice*)  
 20 Shalia M. Sakona (admitted *pro hac vice*)  
 21 Jerry R. Goldsmith (admitted *pro hac vice*)  
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*Counsel for Defendant Shizuki Electric Co.,  
 Inc.*

**ECF ATTESTATION**

I, Robert W. Turken, an ECF User whose ID and Password are being used to file  
STIPULATION AND [PROPOSED] ORDER OF DISMISSAL.

In compliance with Civil Local Rule 5-1, I hereby attest that counsel for has concurred in  
this filing.

DATED: February 22, 2019

By: /s/ Robert W. Turken  
Robert W. Turken

1 **PURSUANT TO STIPULATION, IT IS SO ORDERED.**

2  
3 Dated: May 1, 2019

4   
UNITED STATES DISTRICT JUDGE